

## BEST AVAILABLE COPY

Patent

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants: BANI-HASHEMI et al.

Application Serial No.: 10/004,363

Filing Date: November 1, 2001

For: PATIENT POSITIONING SYSTEM  
EMPLOYING SURFACE  
PHOTOGRAMMETRY

) Group Art Unit: 3737

) Examiner: Mantis Mercader,, Eleni M.

) AMENDMENT and RESPONSE to  
) August 3, 2004 Advisory Action

) Attorney Docket No.: 2001P18496US

## CERTIFICATE OF FACSIMILE TRANSMISSION

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Date: 10-05-04

By Raquel West:

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450PETITION FOR EXTENSION OF TIME

Sir:

Applicants hereby petition for an extension of time in the above-identified patent application in order to respond to the Final Office Action of a Non-Provisional Application mailed August 3, 2004. This extension is for one (1) month and will extend the due date from August 5, 2004 to October 5, 2004. A response is enclosed herewith.

Please charge Deposit Account No. 19-2179 for the extension fee of \$430.00. The Assistant Commissioner is authorized to charge any fees or credit any overpayments to Deposit Account No. 19-2179. A duplicate copy of this petition is enclosed.

PLEASE SEND ALL CORRESPONDENCE TO:  
SIEMENS CORPORATION-Customer ID No. 28524  
Intellectual Property Dept.  
170 Wood Avenue South  
Iselin, New Jersey 08830

Respectfully submitted,

Jenny B. Ko, Reg. No.: 44,190

Attorney for Applicant(s)

Date: 10/5/04

Phone: 650-694-5810

10/05/2004 17:21 6509684517 10004363

01 10/05/2004 06:40:00 DA  
02 10/05/2004 06:40:00 DA

PAGE 4/18 \* RCVD AT 10/5/2004 8:24:36 PM [Eastern Daylight Time] \* SVR:USPTO-EFAXF-110 \* DNIS:8729306 \* CSID:6509684517 \* DURATION (mm-ss):05-04



Attorney Docket No. 2002P10229US  
 Appln. No. 10/252,912

- iii. ☐ Prior to a decision on appeal to the Board of Patent Appeals & Interferences  
☐ A notice is being separately sent to the Board of Patent Appeals & Interferences that this Request for Continued Examination is being filed
- iv. ☐ Appeal to the U.S. Court of Appeals of the Federal Circuit under 35 U.S.C. 114 OR  
☐ Commencement of a civil action under 35 U.S.C. 146  
☐ Prior to the filing of such appeal or commencement of civil action  
☐ Such appeal or commencement of civil action has been terminated

### SUBMISSIONS AND ENCLOSURES

3. a. Submission required under 37 CFR §1.114  
☐ Previously submitted:  
 i. ☐ Consider the amendment(s)/reply under 37 CFR §1.116 previously filed on \_\_\_\_\_  
 ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_  
 iii. ☒ Other: Amendment
- b. Enclosed herewith is/are:  
☒ A Petition for Extension of Time for two month(s).  
☐ An Information Disclosure Statement (37 C.F.R. §1.98) with PTO-1449 and \_\_\_\_\_ rences.  
☐ An amendment  
☐ New arguments  
☐ New evidence in support of patentability  
☐ Other: Preliminary Amendment

### FEE FOR REQUEST (37 C.F.R. §1.17(e))

4. ☒ Filing fee has been calculated as shown below (other than small entity):

For	Claims Remaining	Highest Number Previously Paid For	Present Extra	x Rate	Additional Fees
Total Claims	26	- 23	= 3	x \$ 18	\$54
Indep. Claim	4	- 4	= 0	x \$ 86	\$-0-
<input type="checkbox"/> First Presentation of a Multiple Dependent Claim				x \$270	\$-0-
Basic filing Fee					\$ 770.00
Total					\$ 824.00

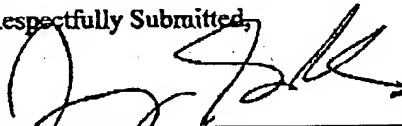
Attorney Docket No. 2002P10229US  
Appln. No. 10/252,912

5. ☒ Please charge Deposit Account No. 19-2179 in the amount of \$ 824.00. The Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment to Deposit Account No. 19-2179 pursuant to 37 C.F.R. §1.25. A duplicate copy of this sheet is enclosed.
6. ☒ This application, as amended, names as inventors:  
☒ the same inventors as previously designated for the claims.  
☐ fewer than the inventors previously designated and a statement accompanies this request for the deletion of the name or names of the person or persons who are not inventors of the invention now being claimed.  
☐ a person not named previously as an inventor and a petition under 37 C.F.R. §1.48 is/has separately: ☐ being filed ☐ been filed
7. ☐ A request for deferral of examination accompanies this Request for Continued Examination

## PLEASE MAIL CORRESPONDENCE TO:

Siemens Corporation-Customer ID No. 28524  
Attn: Elsa Keller, Legal Administrator  
Intellectual Property Department  
170 Wood Avenue South  
Iselin, NJ 08830

Respectfully Submitted,



Jenny G. Ko  
Attorney for Applicant(s)  
Reg. No.: 44,190  
Date: 10/5/04  
Telephone No.: (650) 694-5810